

MEETINGS TO DATE 34  
 NO. OF REGULARS 22  
 NO. OF SPECIALS 12

LANCASTER, NEW YORK  
 DECEMBER 5, 1988

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 5th day of December 1988 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN  
 ROBERT H. GIZA, COUNCILMAN  
 DONALD E. KWAK, COUNCILMAN  
 JOHN T. MILLER, COUNCILMAN  
 STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
 BRUCE SHEARER, TOWN ENGINEER  
 RICHARD J. SHERWOOD, TOWN ATTORNEY  
 NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY  
 ROBERT L. LANEY, BUILDING INSPECTOR  
 THOMAS E. FOWLER, CHIEF OF POLICE

**PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:**

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, designated Chapter 46 of the Code of the Town of Lancaster entitled "Article X - Parking, Standing and Stopping".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

**PROPOSENTS**

**ADDRESS**

None

**OPPONENTS**

**ADDRESS**

None

**COMMENTS**

**ADDRESS**

None

**QUESTIONS**

**ADDRESS**

James Guenther

562 Pavement Road  
 Lancaster, New York 14086

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:25 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town  
Board, held on November 21, 1988, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-MIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, a Public Hearing was held on the 5th day of December, 1988,  
for the purpose of amending Chapter 46-Vehicle and Traffic Ordinance of the  
Code of the Town of Lancaster, and persons for and against such amendment have  
had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and  
posted,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46- Vehicle and Traffic Ordinance of the Code of  
the Town of Lancaster, be amended in the form attached hereto and made a part  
hereof;
2. That said amendments be added in the minutes of the meeting of  
the Town Board of the Town of Lancaster held on the 5th day of December, 1988,
3. That a certified copy thereof be published in the Lancaster Bee  
on December 8, 1988,
4. That a certified copy of the amendment be posted on the Town  
Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the  
Town Clerk, and
6. That the Highway Superintendent take whatever action is  
necessary to install sign in accordance with the Law.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED	YES	COUNCILMAN KWAK	VOTED	YES
COUNCILMAN GIZA	VOTED	YES	COUNCILMAN MILLER	VOTED
		YES	YES	
SUPERVISOR KEYSA		VOTED YES		

The resolution was thereupon unanimously adopted.

December 5, 1988

LEGAL NOTICE  
NOTICE OF ADOPTION OF AMENDMENT  
TO  
VEHICLE & TRAFFIC ORDINANCE  
OF THE TOWN OF LANCASTER  
COUNTY OF ERIE, STATE OF NEW YORK  
DESIGNATED AS CHAPTER 46 OF CODE OF  
THE TOWN OF LANCASTER

The Vehicle and Traffic Ordinance of the Town of Lancaster, Erie  
County, New York, designated Chapter 46 of the Code of the Town of Lancaster  
is hereby amended as follows:

ARTICLE X - Parking, Standing and Stopping

§46-10, Application of Article, is hereby amended by  
adding thereto:

. . . . .  
D. . . . .

2. Ecology & Environment, Inc., 368 Pleasant View  
Drive, Lancaster, New York, exit onto Pleasant  
View Drive.

STATE OF NEW YORK:  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of  
Vital Statistics of the Town of Lancaster in the said County of Erie, have  
compared the foregoing copy of the AMENDMENT TO THE VEHICLE & TRAFFIC ORDINANCE,  
with the original thereof filed in my office at Lancaster, New York, on the  
5th day of December, 1988, and that the same is a true and correct copy of said  
Original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of  
the said Town, this 5th day of December, 1988.

Robert P. Thill  
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated November 21, 1988, for improvement of street lighting on Schlemmer Road, within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installations,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric and Gas Corporation be and is hereby authorized to make the following installations:

Schlemmer Road:

Install 2 - 5200 lumen HPS lamps @ \$93.33 ea. = \$186.66  
Poles 11, 13-1, Line 506

**TOTAL ANNUAL INCREASE - \$186.66**

and,

BE IT FURTHER

RESOLVED, that this proposal is made contingent upon the terms and conditions covered in New York State Electric and Gas Corp.'s street lighting filed tariff agreement with the Town of Lancaster, District No. 1.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-LGHTNG (P1)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, Josela Enterprises, Inc., 5653 Broadway, Lancaster,  
New York, has requested the Town Board of the Town of Lancaster to accept  
work completed under a Public Improvement Permit within The Meadows  
Subdivision, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvement and has  
recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within  
The Meadows Subdivision, be and is hereby approved and accepted by the Town  
Board of the Town of Lancaster:

P.I.P. No. 147 - Water Line

conditioned, however, upon the following:

1. Receipt and approval by the Town Attorney of a bill of sale to  
improvement for the property conveyed to the Town of Lancaster.
2. Receipt and approval by the Town Clerk of a maintenance bond  
for the improvement accepted herein.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-P.I.P. (P3)

LEGAL NOTICE  
TOWN OF LANCASTER

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall 21 Central Avenue, Lancaster, New York, up to 8:00 o'clock P.M., Local Time, on December 19, 1988, for furnishing to the Building and Zoning Department of the Town of Lancaster One (1) 1989 Four Wheel Drive Vehicle, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A certified check or bid bond in an amount of Five Hundred Dollars (\$500.00) payable to the Supervisor of the Town of Lancaster, and a non-collusive bid certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Lancaster Volunteer Ambulance Corps, by letter dated  
November 18, 1988 has recommended the appointment of certain individuals to  
the membership of said Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions be made to the membership  
of the Lancaster Volunteer Ambulance Corps:

Scott Robinson  
30 Elm Place  
Lancaster, New York

Shelly Matthews  
14 Oakwood  
Lancaster, New York

Kenneth Butkowski  
27 Wardman  
Kenmore, New York

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-LVAC



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

WHEREAS, Donato Development Co, 90 Terrace Lane, Elma, New York,  
has requested the Town Board of the Town of Lancaster to accept work  
completed under a Public Improvement Permit within Warnerview Estates  
Subdivision, Phase II, within the Town of Lancaster, and

WHEREAS, the Town Engineer has inspected the improvement and has  
recommended the approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvement within  
Warnerview Estates Subdivision, Phase II, be and is hereby approved and  
accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 144 - Water Line

conditioned, however, upon the following:


1. Receipt and approval by the Town Attorney of a bill of sale to  
improvement for the property conveyed to the Town of Lancaster.
2. Receipt and approval by the Town Clerk of a maintenance bond  
for the improvement accepted herein.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, SOUTHEAST COMMUNITY WORK CENTER, INC. offers a program for retarded adults in the communities of Lancaster, Alden, Marilla, Elma, East Aurora, Aurora and Wales, and

WHEREAS, this program consists of development, pre-vocational and work activities training program for those individuals in the range of mild to severe retardation, and

WHEREAS, the Center is presently located at 181 Lincoln Street, Depew, New York, and its services in the area of evaluation, tutoring, development of self-help skills, personal adjustment training, recreation and counseling would be of substantial benefit to residents of the Town of Lancaster, and

WHEREAS, SOUTHEAST COMMUNITY WORK CENTER, INC., by letter dated November 18, 1988, has offered to contract with the Town of Lancaster for the aforementioned services during the year 1989 for the total sum of \$2,000.00,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute an Agreement with SOUTHEAST COMMUNITY WORK CENTER, INC., for a program for retarded adults residing in the Town of Lancaster for developmental, pre-vocational and work activities training program for those individuals in the range of mild to severe retardation, and evaluation, tutoring and development of self-help skills, personal adjustment training, recreation and counseling; and

2. That the sum of \$2,000.00 be paid in four equal quarterly payments: January 1st, April 1st, July 1st and October 1st, 1989.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES	COUNCILMAN KWAK VOTED YES
COUNCILMAN GIZA VOTED YES	COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYS VOTED YES	

The resolution was thereupon unanimously adopted.

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, MARRANO DEVELOPMENT CORP., 4040 Clinton Street, West  
Sencea, New York, the contract vendee of a parcel of land which is located  
on the north side of William Street 1,117.41 feet easterly from Transit Road,  
in the Town of Lancaster, New York, has petitioned the Town Board of the Town  
Board of the Town of Lancaster for the rezone of said property from an R1-  
Single Family Residence District to an R2-General Residence District, and

WHEREAS, the petition has been referred to the Planning Board of the  
Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT,

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of  
the State of New York, a public hearing on the proposed rezone will be held at  
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 19th day of  
December, 1988, at 9:00 o'clock P.M., Local Time, and that Notice of the time  
and place of such hearing be published in the Lancaster Bee, a newspaper of  
general circulation in the said Town, and be posted on the Town Bulletin Board  
and that a copy of such Notice of Hearing be referred to the Erie County  
Department of Planning, pursuant to Section 239(m) of the General Municipal  
Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 5th day of December, 1988, the said Town Board will hold a Public Hearing on the 19th day of December, 1988 at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an R1-Single Family Residence District to an R2-General Residence District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, and more particularly described as being part of Lot 94 of the Buffalo Creek Reservation,

BEGINNING at a point in the center line of William Street distant 1,117.41 feet easterly from its intersection with the center line of Transit Road; thence northerly parallel with the center line of Transit Road, 1,903.16 feet; thence easterly parallel with the north line of Lot 94, 496.13 feet to a point; thence running southerly parallel with the center line of Transit Road 1,899 feet more or less to the center line of William Street; thence westerly along the center line of William Street 496.13 feet to the point of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town of Lancaster entered into an Agreement with  
KISSELL EXCAVATING, INC. for the construction/installation of a water line in  
Enterprise Drive as part of an extension of the Master Water Improvement Area,  
and

WHEREAS, Krehbiel Associates, Inc., has inspected the work performed  
by Kissell Excavating, Inc., and provided the Town of Lancaster with a written  
memorandum reciting that the work has been completed satisfactorily and in  
accordance with the plans and specifications in the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts  
the water line, as constructed by KISSELL EXCAVATING, INC. on Enterprise Drive  
which is an extension of the Master Water Improvement Area and that final pay-  
ment be issued to the contractor, together with payment for any Change Orders  
as approved by the Town Engineer.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, BOWMANVILLE VOLUNTEER FIRE ASSOCIATION, INC; TOWN LINE  
VOLUNTEER FIRE DEPARTMENT, INC.; MILLGROVE VOLUNTEER FIRE DEPARTMENT, INC.  
and TWIN DISTRICT VOLUNTEER FIRE COMPANY, INC. have previously entered into  
contracts with the Town of Lancaster to furnish fire protection within the Town  
of Lancaster, which contracts will, according to their respective terms, expire  
on December 31, 1988, and

WHEREAS, the Town Board of the Town of Lancaster and the afore-  
mentioned fire companies have consented to negotiate a new contract for the  
respective fire companies pursuant to Section 184 of the Town Law, and

WHEREAS, pursuant to Section 184 of the Town Law, a Public Hearing is  
necessary before any change may be made in such contracts;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State  
of New York, separate public hearings will be held on the 19th day of December,  
1988, in accordance with the following schedule:

8:10 o'clock P.M., Local Time	-	Bowmansville Volunteer Fire Association, Inc.
8:20 o'clock P.M. Local Time	-	Millgrove Volunteer Fire Department, Inc.
8:30 o'clock P.M. Local Time	-	Town Line Volunteer Fire Department, Inc.
8:40 o'clock P.M. Local Time	-	Twin District Volunteer Fire Company, Inc.

and that Notice of such hearings shall be published in the Lancaster Bee on the  
8th day of December, 1988, and be posted on the Town Bulletin Board, which  
Notice shall specify the time and place of said separate hearings, and describe  
in general terms the proposed separate contracts; said Notice shall be in the  
form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 5th day of December, 1988, the said Town Board will hold separate public hearings on the 19th day of December, 1988, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, in accordance with the following schedule:

8:10 o'clock P.M., Local Time	-	Bowmansville Volunteer Fire Association, Inc.
8:20 o'clock P.M., Local Time	-	Millgrove Volunteer Fire Department, Inc.
8:30 o'clock P.M., Local Time	-	Town Line Volunteer Fire Department, Inc.
8:40 o'clock P.M., Local Time	-	Twin District Volunteer Fire Company

for the purpose of hearing all interested persons for or against renewing fire protection contracts between the Town of Lancaster Fire Protection District and the above mentioned fire companies, in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire companies to the Fire Protection District establishes in the Town of Lancaster, upon the following general terms, to wit:

- A. Each Fire Company shall answer and attend upon all calls in said fire protection district, and provide emergency first aid and rescue service, as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in the proposed contract filed in the Town Clerk's Office.
- B. Contracts shall commence January 1, 1989 and terminate December 31, 1990.
- C. The amount to be paid shall be the greater sum computed under the two formulae which follow:
  1. Base amount paid in prior year, plus inflation.  
For Calendar year 1989, these amounts would be:
 

BOWMANVILLE VOL. FIRE ASSN., INC.	- (\$122,098) plus Inflation @5% (\$6,105.) or \$128,203.00.
MILLGROVE VOL. FIRE DEPT., INC.	- (\$12,128.) plus Inflation @5% (\$606.) or \$12,734.00.
TOWN LINE VOL. FIRE DEPT., INC.	- (\$72,246.) plus Inflation @5% (\$3,612.) or \$75,858.00.
TWIN DISTRICT VOL. FIRE CO., INC.	- (\$57,325.) plus Inflation @5% (\$2,866.) or \$60,191.00.



2. Prior Year Fire Protection District Base  
     + Inflation Factor  


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     x Responsibility Factor  
     x Company Share  


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     = Company Payment for Contract Year

For contract (calendar year 1989 these amounts would be:

BOWMANVILLE VOL. FIRE ASSN., INC. - \$138,387.00  
 MILLGROVE VOL. FIRE DEPT., INC. - \$ 12,753.00  
 TOWN LINE VOL. FIRE DEPT., INC. - \$ 81,885.00  
 TWIN DISTRICT VOL. FIRE CO., INC. - \$ 72,062.00

D. Definitions:

1. Prior Year Fire Protection Base means the total consideration paid by the Town of Lancaster to all fire companies within the town-wide fire protection district, but does not include "hold harmless" adjustments.

This amount is \$262,237.00 for 1988.

2. Inflation Factor means either C.P.I. rate or 5%, whichever is greater.
3. Responsibility Factor is determined by dividing the present year total town assessed valuation, as set in July preceding the contract year (and adjusted by the Assessment Board of Review or Courts) by the similar calculation for the prior year.

For 1990, in the event a general revaluation takes place in 1989, then Responsibility Factor will be measured by adding the net value of all Building Permits issued during calendar year 1988 to the assessed value of the Fire Protection District as determined in July 1988, and dividing by the assessed value as determined July, 1988.

4. Company Share is determined by calculating the current total assessed valuation (as set in July prior to the contract year and adjusted) assigned to the first response area of the fire company, as a percentage of the full Fire Protection District.
5. C.P.I. means this Increase in the Consumer Price Index of all urban consumers, Buffalo Area, as established by the Federal Bureau of Labor Statistics for June immediately preceding the contract year, expressed as a percentage of the similar calculations for June of the prior year.

E. Such other incidental terms as may be necessary or proper in connection with such contracting.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, it is necessary that the Town of Lancaster renew its existing contract with the hereinafter named water districts and water district extensions of the Town of Lancaster and to modify and extend the existing contract with Master Water Improvement Area of the Town of Lancaster for a supply of water and for the furnishing, erection, maintenance, care and replacement of fire hydrants for fire purposes, and

WHEREAS, such contract for supply of water for fire purposes has been and will continue to be of benefit to the entire Fire Protection District of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1: That the Town Board of the Town of Lancaster, acting on behalf of the Fire Protection District of the Town of Lancaster, and acting as Commissioners of the following water districts and water district extensions of the Town of Lancaster, Erie County, New York, to wit:

Water District No. 1 and Extensions Nos. 4, 5, 7, 8,  
9, 10 and 11 thereto;

Water District No. 2 and Extensions Nos. 1 and 2 thereto;

Water District No. 3 and Extensions Nos. 2, 3, 4, 5, 6,  
7 and 8 thereto;

Water District No. 4 and Extensions Nos. 1, 2 and 3 thereto;

Water District No. 5

Water District No. 7 and Extensions Nos. 1, 2, 3 and 4  
thereto;

Water District No. 8 and Extension No. 1 thereto, and

Master Water Improvement Area

shall hold a public hearing on the question of the execution of a renewal of the Contract between said Fire Protection District of the Town of Lancaster, and said Water Districts and Water District Extensions of the Town of Lancaster and modification and extension of the existing contract with the Master Water Improvement Area of the Town of Lancaster in accordance with the provisions of Section 184(a) of the Town Law of the State of New York, upon the following terms and conditions and such terms and conditions as the Town Board

of the Town of Lancaster, acting on behalf of the said parties, shall deem appropriate:

- a) The Agreement shall be for a supply of water and for the furnishing of fire hydrants by the individual water district, extensions, and Master Water Improvement Area, provided that the maintenance, care and replacement of fire hydrants, including the erection and maintenance of markers therefor, or access thereto for the removal of snow and ice, shall be borne by the Fire Protection District, which contract shall expire December 31, 1993, provided that either party may terminate said agreement upon thirty (30) days' written notice each to the other, or by mutual consent.
- b) This Agreement shall provide for payment by the Fire Protection District to the Erie County Water Authority the sum charged for hydrant charges, including any increases thereof, during the term of this Agreement.
- c) The Town Engineers shall maintain an accurate inventory of each and every hydrant in said water districts, water district extensions and Master Water Improvement Area.

SECTION 2: That said Public Hearing shall be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 19th day of December, 1988, at 9:00 o'clock P.M., Local Time, at which time all citizens or parties in interest may be heard upon the said proposed contract.

SECTION 3: That the Town Clerk be directed to publish a Notice of said Hearing in the Lancaster Bee, and post a copy of the Notice of said Public Hearing on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

NOTICE OF PUBLIC HEARING  
TOWN OF LANCASTER

FIRE PROTECTION DISTRICT AND WATER DISTRICT NO. 1 AND EXTENSIONS NOS. 4, 5, 7, 8, 9, 10 and 11 THERETO, WATER DISTRICT NO. 2 AND EXTENSIONS NOS. 1 AND 2 THERETO; WATER DISTRICT NO. 3 AND EXTENSIONS NOS. 2, 3, 4, 5, 6, 7 AND 8 THERETO; WATER DISTRICT NO. 4 AND EXTENSIONS NOS. 1, 2 and 3 THERETO; WATER DISTRICT NO. 5; WATER DISTRICT NO. 7 AND EXTENSIONS NOS. 1, 2, 3 and 4 THERETO; WATER DISTRICT NO. 8 AND EXTENSION NO. 1 THERETO; AND MASTER WATER IMPROVEMENT AREA.

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, at 9:00 o'clock P.M., Local Time, on the 19th day of December, 1988, upon the proposed contract between the Fire Protection District of the Town of Lancaster and the following water districts and water district extensions and Master Water Improvement Area of the Town of Lancaster:

Water District No. 1 and Extensions Nos. 4, 5, 7, 8, 9, 10 and 11 thereto;  
Water District No. 2 and Extensions Nos. 1 and 2 thereto;  
Water District No. 3 and Extensions Nos. 2, 3, 4, 5, 6, 7 and 8 thereto;  
Water District No. 4 and Extensions Nos. 1, 2 and 3 thereto;  
Water District No. 5  
Water District No. 7 and Extensions Nos. 1, 2, 3 and 4 thereto;  
Water District No. 8 and Extension No. 1 thereto, and  
Master Water Improvement Area

in accordance with the provisions of Section 184(a) of the Town Law of the State of New York, upon the following terms and conditions and such terms and conditions as the Town Board of the Town of Lancaster, acting on behalf of the said parties shall deem appropriate:

- a) The Agreement shall be for a supply of water and for the furnishing of fire hydrants by the individual water districts, extensions and Master Water Improvement Area, provided that the maintenance, care and replacement of fire hydrants, including the erection and maintenance of markers therefor for access thereto for the removal of snow and ice, shall be borne by the Fire Protection District which agreement shall expire December 31, 1993, provided that either party may terminate said Agreement upon thirty (30) days' written notice each to the other or by mutual consent.

- b) This Agreement shall provide for payment by the Fire Protection District to the Erie County Water Authority the sum charged for hydrant rental and repair , including any increases thereof, during the terms of the Agreement.
- c) The Town Engineers shall maintain an accurate inventory of each and every hydrant in said water districts, water district extensions and Master Water Improvement Area.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, the New York State Department of Transportation proposes construction of NY 78, Transit Road, S.H. 1334, in the Town of Lancaster, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the construction of new sidewalks, pursuant to Section 10, Subdivision 22, Section 46, or Section 349-c of the Highway Law, as shown on the contract plans relating to the project, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to provide a walkway for pedestrians on Transit Road, and

WHEREAS, an upright curb will be installed at pavement edge to provide a measure of protection to the sidewalk area;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster approves the construction of new sidewalks shown on the contract plans relating to the project and that the Town of Lancaster will maintain or cause to be maintained the new sidewalk, performed as above stated and as shown on the contract plans to the extent that repairs are necessary to continue the use of the sidewalk by pedestrians but not to include the removal of snow and ice on the sidewalk, and

BE IT FURTHER

RESOLVED, that the clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, has, after review determined it to be in the public interest to consider the further development of Walden Pond Park, Phase II, and

WHEREAS, the Town Board desires to pursue any available state funds for the aforementioned park development project with an estimated cost of approximately \$600,000.00, including, but not limited to any available matching funds in the supplemental budget of the State of New York,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby makes a request of Senator Dale Volker and Assemblyman Vincent J. Graber for consideration of a grant and appropriation of funds which may be available from the Supplemental Budget of the State of New York, or from other sources on either a matching fund or non-matching fund grant basis, for the further development of the town-owned Walden Pond Park, Phase II.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

December 5, 1988



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, after review has determined it to be in the public interest to consider the continued development of Walden Pond Park, Phase II, a town-owned recreation area, and

WHEREAS, the Town Board has conferred with Donald Gallo, a licensed engineer regarding the generation of a report and plan for the development aforementioned, and

WHEREAS, Donald Gallo, Consulting Engineer, has advised the Town Board that a preliminary report and plan for the continued development of Walden Pond Park can be provided by his office at a cost not to exceed \$2,500.00;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into a contract with DONALD GALLO, Consulting Engineer for the preparation of a preliminary report and plan for the continued development of the town-owned Walden Pond Park, Phase II, at a cost not to exceed the sum of \$2,500.00, said fund to be drawn from Recreation Filing Fees of the Trust and Agency Account.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, James DiLapo, Jr., 166 Rumsey Road, Buffalo, New York 14209, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Forestream Village Subdivision, Phase I, and

WHEREAS, Forestream Village Subdivision, Phase I, is a subdivision within the Town of Lancaster, filed under Map Cover No. 2578 in the Erie County Clerk's Office on July 25, 1988, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit application Nos. 163 and 164 of James DiLapo, Jr., 166 Rumsey Road, Buffalo, New York 14209, for the installation of:

P.I.P. No. 163 (Street Lighting)	Forestream Village Subdivision, Phase I, street lighting poles: 7 on Enchanted Forest, 3 on Cidermill Court, and 8 on Forestream Drive (Total of 18)
P.I.P. No. 164 (Sidewalks)	Forestream Village Subdivision, Phase I - Forestream Drive, 1150 LF - 5' sidewalk; Enchanted Forest, 1030 LF - 4' sidewalk; Cidermill Court, 685 LF - 4' sidewalk

be and are hereby approved and the installation of the improvements requested be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-P.I.P. (P1-2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has established  
a Refuse and Garbage District for the Town of Lancaster and including the  
Village of Lancaster, and

WHEREAS, the Special Districts Budget for the Town of Lancaster has  
been approved by resolution on November 17, 1988, and

WHEREAS, it is necessary for the Town of Lancaster to generate unit  
charges as user fees for parcels within the aforementioned Refuse and Garbage  
District, and

WHEREAS, the Town Board has reviewed the benefits received by  
property classification and determined a schedule of user fees to be applied  
to these property classifications,

NOW, THEREFORE, BE IT

RESOLVED, that a schedule of user fees for the Refuse and Garbage  
District be adopted for the year 1989 for benefits received by the following  
categories of property:

- |   |                   |
|---|-------------------|
| 1) Apartment Buildings of four (4) units<br>or more and Apartment Complexes | \$ 77.00 per unit |
| 2) 1, 2 and 3-Family Dwellings  | 77.00 " "         |
| 3) Commercial/Residential Use   | 77.00 " "         |
| 4) Commercial w/o dumpsters   | 77.00 " "         |

industrial,  
All properties remaining being/improved commercial with dumpsters,  
school buildings, other institutional or unimproved property  
will not be charged a user fee, but rather will engage in  
private contracts for refuse and garbage removal.

and

BE IT FURTHER

RESOLVED, that the Town Assessor and the County of Erie take the  
necessary steps to reflect the user charges as aforesaid to the Refuse and  
Garbage Special District tax on the 1989 County tax bill.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

Claim No. 5144 to Claim No. 5326 Inclusive.

Total amount hereby authorized to be paid:

**\$224,076.50**

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER, TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of these Building Permits be and are  
hereby authorized:

**CODES:**

(T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to  
the provisions of Chapter 30-26 of the Code of the Town of  
Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of  
Lancaster are waived.

NO.	CODE	NAME	ADDRESS	STRUCTURE
576	(T)	Iona Bldrs.	21 Gale Dr	ER. SIN. DWLG
577	(T)	Marrano/Marc Equity	33 Greenbriar Dr	ER. SIN. DWLG
578		Judith Flury	280 Westwood Rd	ER. WOOD STOVE
579	(T)	Contrino Bldrs.	44 Running Brook Dr	ER. SIN. DWLG
580	(T)	Contrino Bldrs.	54 Running Brook Dr	ER. SIN. DWLG
581	(T)	M.J. Peterson	215 Enchanted Forest N	ER. SIN. DWLG
582	(T)	M.J. Peterson	217 Enchanted Forest N	ER. SIN. DWLG
583		Kenneth Stulak	751 Schwartz Rd	EXT. PATIO
584		M.P. Zioli Const.	17 Pine View La	ER. FIREPLACE
585	(T)	Homes by Walter	21 Plumb Creek Tr	ER. SIN. DWLG
586		Schwan's Sales	4465 Walden Ave	ER. FREEZER
587	(T)	Startford Homes	40 Running Brook Dr	ER. SIN. DWLG
588		Rocco Garramone	26 Wainwright Ct	INST. WOODSTOVE
589	(T)	Donato Developers	4 Rose Hill Cir	ER. SIN. DWLG
590	(T)	Great Lakes Const.	2 Cider Mill Ct	ER. SIN. DWLG
591		Debbie Windnagle	472 Town Line Rd	ER. CHIMNEY
592	(T)	N.D.C. Homes Inc.	64 Running Brook Dr	ER. SIN. DWLG

and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 574, Issued to Penn  
Advertising, to demolish and erect a sign on premises located on Broadway  
(the old Paschke Farm), be and is hereby approved,

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1988

File: R-BLDG



Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution.

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, WORLD SPECIALTY DEVELOPMENT CORP. has requested that the Town Board accept the public improvement for pavement and curbs in Phase I of Forestream Village Subdivision, and

WHEREAS, the Town Board has reviewed the request with special concerns for the placement of temporary barriers for the purpose of safety along the road as it bridges Slate Bottom Creek, and

WHEREAS, the developer is working on a permanent barricade and pedestrian handrail design with the Town Engineer, and

WHEREAS, the Town Engineer, Krehbiel Associates, has advised the Town Board that temporary Jersey Barricades are acceptable on this road as it bridges the creek for purposes of assuring the safe flow of traffic;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the P.I. P. Nos. 156 (curbs) and 158 (pavement) in the above subdivision, conditioned upon the developer providing Jersey Barricades on the road as it bridges Slate Bottom Creek and after inspection and approval of those barricades by the Town Engineer and Supervisor; and, the developer is also required to provide the permanent barricade and pedestrian handrail on or before February 1, 1989, and further that the Town Attorney is hereby authorized to record the deed to the road right of way after the aforementioned inspection and approval of the Town Engineer and Town Supervisor.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED NO
COUNCILMAN GIZA	VOTED YES	COUNCILMAN MILLER	VOTED NO
SUPERVISOR KEYS		VOTED YES	

The resolution was thereupon duly adopted.

December 5, 1988

**STATUS REPORT ON UNFINISHED BUSINESS:**

1. Detention Basin - Milton Drive  
On June 6, 1988, the Town Engineer was directed to expedite this project.
2. Dumping Permit - Paul Pijanowski  
On July 6, 1988, this matter was referred to the Building Inspector and Town Engineer for review and recommendation. On October 14, 1988, the Building Inspector recommended approval of this permit.
3. Dumping Permit - Raymond Mazzanti  
On November 21, 1988, this matter was referred to the Building Inspector and Town Engineer for review and recommendation.
4. Excavating Permit - Amadori Construction (Schaff Property Site)  
On August 23, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, and Planning Consultant for review and recommendation. On September 7, 1988, the Planning Board recommended approval of this permit.
5. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase I (DiLapo)  
This item remains on unfinished business until P.I.P. Nos. 157 (floodway grading) and 163 (street lighting) are accepted by the Town Board. The developer also needs to complete a bridge barrier by February 1, 1989 and pavement topping by August 1, 1990.
6. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)  
On August 10, 1987, the Town Clerk was authorized to issue P.I.P. Nos. 122 (street lighting), 123 (sidewalk) and 125 (storm sewer). On September 8, 1987, the Town Clerk was authorized to issue P.I.P. No. 128 (Detention Basin). On December 21, 1987 the Town Board accepted P.I.P. No. 124 (pavement & curbs), and 125 (water lines).
7. Public Improvement Permit Authorization - The Meadows (Giallanza)  
This item remains on unfinished business until P.I.P. No. 162 (street lighting and sidewalks) is accepted by the Town Board.
8. Public Improvement Permit Authorization - Pine Tree Farm (Josela - East off Aurora Street)  
On November 7, 1988, the Town Board accepted P.I.P. No. 159 (water line).
9. Public Improvement Permit Authorization - Plumb Estates (Galasso)  
This item remains under unfinished business until P.I.P. Nos. 114 (street lighting) and 127 (retention pond) are accepted by the Town Board.
10. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)  
This item remains under unfinished business until P.I.P. No. 151 (street lighting) is accepted by the Town Board.

**STATUS REPORT ON UNFINISHED BUSINESS CONT'D:**

11. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Gallasso)  
This item remains under unfinished business until P.I.P. No. 160 (street lighting) is accepted by the Town Board. Also, a two year maintenance bond is required for pavement and curbs.
12. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato)  
This item remains under unfinished business until P.I.P. No. 129 (detention basin) and P.I.P. No. 152 (street lighting) is accepted by the Town Board.
13. Public Improvement Permit Authorization - Warnerview Estates, Phase II (Donato)  
This item remains under unfinished business until P.I.P.s for street lighting and sidewalks are applied for and approved. Also, maintenance bonds need to be filed.
14. Rezone Petition - Luca Ballagh  
On October 3, 1988, the Town Board held a public hearing on this matter and reserved decision.
15. Rezone Petition - Robert J. Deutschlander  
On September 6, 1988, the Town Board held a public hearing on this matter and reserved decision.
16. State Contract Grant - 40 Clark Street Museum  
Application for grant has been filed.
17. State Contract Grant - Hazmat Team  
Application for grant has been filed.
18. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redleln Dr.)  
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
19. Subdivision Approval - Pine Tree Farm (Josela - Off Aurora St.)  
On June 1, 1988, this matter was referred to the Planning Board, Town Engineer, Building Inspector, Planning Consultant, Highway Superintendent, Police Chief and Twin District Fire Chief for review and recommendation. On June 6, 1988, a SEQR review was held on this matter and a Negative Declaration adopted.
20. Traffic Survey - William Street East to Schwartz Road  
On May 16, 1988, this matter was referred to the Police Chief for report.
21. Traffic Survey - Genesee Street East of Harris Hill Road  
On May 16, 1988, this matter was referred to the Police Chief for report and recommendation.

**STATUS REPORT ON UNEFINISHED BUSINESS CONT'D:**

22. Zoning Ordinance and Map Update  
On November 7, 1988, the Town Board set a Public Hearing on this matter for December 12, 1988.
23. Zoning Ordinance Amendment - Campers and Boats  
On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision.
24. Zoning - Special Use Permit - Valvoline Instant Oil Change  
On November 7, 1988, the Town Board set a Public Hearing on this matter for November 21, 1988. On November 21, 1988, the Town Board held a public hearing on this matter and reserved decision.

**PERSONS ADDRESSING TOWN BOARD:**

Robert Zichittella, 53 Country Place, spoke to the Town Board relative to preserving lands within the Town of Lancaster for future use as natural habitats.

**COMMUNICATIONS:****DISPOSITION**

1039. Fox and Co. to Town Board - Confirmation re: 1988 audit.	TOWN CLERK
1040. NFTA to Supervisor - Transmittal of <u>Proposed Transit Service Reduction Plan.</u>	SUPERVISOR
1041. Leg. Ralph Mohr to Supervisor - Notice of willingness to serve on Garbage and Refuse Collection District Advisory Committee.	SOLID WASTE COMMITTEE
1042. Town of Elma Supervisor to Supervisor - Reply to letter re: drainage planning.	R & F
1043. <u>Watershed News</u> - Article entitled "Ellicott Creek Improvement Project".	R & F
1044. Governor Cuomo to Supervisor - Expression of appreciation for endorsement and support of the Rebuild N.Y. '88 Bond Act.	R & F
1045. James F. Wendel, C.P.A. to Lancaster N.Y. Historical Society Directors - Results of review of balance sheet as of 12/31/87.	R & F
1046. NYSEG to Town Board - Street lighting proposal for Schlemmer Rd.	R & F
1047. Building Inspector to Town Board - Specifications for 1989 Four Wheel Drive Vehicle.	R & F
1048. Town Attorney to Library trustee Wechter - Response to question re: indemnification clause in Library by-laws.	R & F
1049. Town Attorney to Supervisor - Transmittal of checks re: hazardous material spill on Bowen Rd.	R & F
1050. Highway Supt. to Town Board - Request upgrading of Peter Franger from Laborer, Grade 1 to Light Equipment Operator effective 12/6/88.	SUPERVISOR
1051. Town Clerk to Supervisor - Monthly report for November 1988.	R & F
1052. M/M Max Baldwin to Supervisor - Opposition to discriminatory charge assessed by N.Y. Telephone in their monthly billing.	TOWN ATTORNEY
1053. Youth Bureau and Drug Abuse Prevention Council to Staff - Office procedures effective 11/14/88.	R & F
1054. <u>Buffalo News</u> - Article entitled "Group Hopes to Save Hull- Peterson House".	PLANNING BOARD R & F
1055. Lancaster/Alden Fire Chief's Assoc. to Supervisor - Request address of items brought up at monthly meeting.	PUBLIC SAFETY COMMIT. SUPERVISOR
1056. Health Care Plan to Town - Notice of monthly premium increase effective 1/1/89.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

1057. Supervisor to Town Board - Comments re: Transit Rd. reconstruction.	R & F ----- -----
1058. Blue Shield to Town - Proposed rate increase effective 1/1/89.	R & F ----- -----
1059. N.Y.S. Dept. of Environ. Conservation to Supervisor - Comments re: Lura Ballagh rezone petition.	TOWN ATTORNEY FOR SEQR MEETING ----- -----
1060. M & T Bank to Supervisor - Request designation as Official Depository for 1989.	R & F ----- -----
1061. Town Engineers to Supervisor - Revised letter of 11/9/88 recommending acceptance of Enterprise Dr. water line.	R & F ----- -----
1062. Proclamation - Commendation to Ecology and Environment, Inc.	R & F ----- -----
1063. N.Y. Safety Group Assoc., Inc. to Supervisor - Recommendations resulting from visit of 8/23/88.	BUILDING COMMITTEE ----- -----
1064. Town of Alden SEQR Intake Office to Supervisor - Comments re: Water Dist. No. 3, Ext. 1 water lines.	WATER COMMITTEE ----- -----

Supervisor Keysa requested a suspension of the necessary rule for  
immediate consideration of the following communications -

1065. Building Inspector to Town Board - Re: Old railroad right-of-ways.	BUILDING INSPECTOR ----- -----
1066. Building Inspector to Town Board - Re: Dumping permit, Raymond Mazzanti.	ENGINEER ----- -----
1067. Assessor to Town Board - Re: Revaluation up-date.	R & F ----- -----
1068. Mrs. R. Franclemont to Supervisor - Re: phone bill switching station charges.	TOWN ATTORNEY ----- -----
1069. Town Engineer to Town Board - Re: Application for Dumping Permit Raymond Mazzanti, KAI Job File 88K02.	ENGINEER ----- -----

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD  
AND CARRIED, the meeting was adjourned at 10:45 p.m. out of respect to:

ELEANOR BROWN  
JOHN FORSBERG  
STANLEY MUSIELAK  
CATHERINE RAMSEY

Signed

*Robert P. Thill*  
Robert P. Thill, Town Clerk